C482 No. 197 of 2002

Hon'ble Irshad Hussain, J.

Heard the learned counsel for the applicant and the learned A.G.A.

The applicant as a director of the company has been chargesheeted for contravention of the provisions of the Essential Commodities. Act punishable u/s 3/7 of the said Act. The petition has been filed to quash the criminal proceedings on the plea that the director is not vicariously liable in view of the fact that he was not the incharge of the affairs of the resorts at the time of the inspection. The applicant has put in appearance before the Magistrate concerned and the said plea may be raised at the time of framing of the charge. Therefore, the petition is not tenable and is hereby dismissed.

(Irshad Hussain, J.)

2.7.2002
M.P.S.